



## Eklutna Valley Community Council

### RESOLUTION 2020-01

**A RESOLUTION ASKING THE ASSEMBLY TO RECONSIDER AO 2019-136,  
AN ORDINANCE ALLOWING A NEW CATEGORY OF ROADS TO BE  
CONSTRUCTED, BASED ON AREAWIDE ELECTIONS, WITHOUT DUE PUBLIC  
PROCESS IN THE AREAS AFFECTED**

WHEREAS, Section 9.01 of the Anchorage Municipal Charter provides that a "service area may be created, altered, or abolished only with the approval of a majority of those voting on the question within the area affected or, if no qualified voter resides within the area, with the written consent of the owners of all real property within the area affected"; and

WHEREAS, in November 2019 the Assembly enacted AO 2019-136, establishing "the construction and maintenance of life/safety access roads" as a power that may be exercised on an areawide basis; and

WHEREAS, Eklutna Valley Community Council (EVCC) first became aware of this ordinance in late January 2020, upon notification by the Birchwood Community Council; and

WHEREAS, EVCC is not familiar with the term "life/safety access roads," which appears to have no definition in the Anchorage Municipal Code; and

WHEREAS, EVCC believes that AO 2019-136 may violate Anchorage Municipal Charter Section 9.01 by altering each and every road service area in the municipality without the approval of the majority of those voting on the question within the area affected, in this case, by a majority of those voting on the question throughout the municipality; and

WHEREAS, EVCC believes that AO 2019-136 could be construed so as to call into question the entire nature of the remaining services to be provided by the road service areas of the municipality; and

WHEREAS, EVCC is not necessarily opposed to the idea of citywide funding for life/safety access roads if that term is defined in the Anchorage Municipal Charter and an adequate public process is conducted that involves input from community councils and other road-related entities; and

WHEREAS, on January 16, 2020, the Birchwood Community Council adopted Resolution 2020-01 in which it requested that

the Assembly reconsider this ordinance, undertake the public process around it that should have occurred, and potentially repeal or rewrite the ordinance based on full consideration of its effects and on feedback from the Chugiak-Eagle River area as well as other affected communities. We further request that no bonds be considered for this April as there is not time to properly complete the necessary public process before the election

and

WHEREAS, the questions and potential dissatisfaction with the process raised by many residents in Chugiak-Eagle River, who are often unwilling to trust that actions that benefit the Anchorage metropolitan area are necessarily beneficial to Chugiak-Eagle River and, similarly, residents of more densely populated portions of the municipality, who may be unwilling to subsidize roads built in Chugiak-Eagle River, are likely to influence the outcome of the bond proposal for life/safety access roads that is currently scheduled to be on the April 2020 citywide ballot; now therefore be it

**RESOLVED** that Eklutna Valley Community Council joins with the Birchwood Community Council in requesting that the Assembly reconsider AO 2019-136, undertake the public process that should have occurred, and potentially repeal or rewrite the ordinance based on full consideration of its effects and on feedback from all affected communities and, furthermore, that no bond proposal for life/safety access roads be considered for the April election as there is not time to adequately conduct the necessary public process before ballots are printed for the election.

Passed this 29<sup>th</sup> day of January 2020.

  
Margan Grover, President